GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Allegation of corruption against Sri Guddeti Viswanath S/o G. Chandrasekhar, Asst. Executive Engineer (R & B), Town Section, O/o Dy. Executive Engineer, R & B Building Sub-Division, Kurnool - Trapped by Anti-Corruption Bureau on 29.12.2015 - Sanction of prosecution under Prevention of Corruption Act, 1988 - Accorded - Orders - Issued.

TRANSPORT ROADS & BUILDINGS(VIG.R&B) DEPARTMENT

G.O.MS.No. 30 Dated: 21-07-2017

ORDER:

Whereas Sri Guddeti Viswanath S/o G. Chandrasekhar, worked as Asst. Executive Engineer (R & B), Town Section, O/o Dy. Executive Engineer, R & B Building Sub-Division, Kurnool from 20.07.2013 to 29.12.2015. By virtue of the post held by him, he falls under the category of public servant as defined U/s 2(c) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. Whereas Sri K.Pullaiah is a resident of Quarter No. B/B/225, B-Camp, Near Vignanmandir, Kurnool and he is a Class-V R & B Contractor. The Registration number of Sri K. Pullaiah is 02/2015-16 and the registration is valid till 2020. During June, 2015 Sri K. Pullaiah was awarded a work in the open tenders with respect to repairs of 19 'A' type quarters at Fisheries compound and the value of the work is Rs.4,18,500/-. Sri K. Pullaiah started the said work in the month of September 1st week of 2015 and completed the work by 2nd week of October 2015. After the work is completed the Asst. Executive Engineer (Roads & Buildings) Town Section Sri G. Viswanath and Sri Krishna Reddy Dy. Executive Engineer inspected the work and took measurements. As there was left over in the estimated amount of the work, the R & B officials, Kurnool directed Sri K. Pullaiah to fix number plates in A, B & C camps, Government Quarters and on that Sri K. Pullaiah completed the said work in the month of October itself. Sri Guddeti Viswanath AEE then inspected all the works executed by Sri K. Pullaiah and in the 1st week of November, 2015 Sri K. Pullaiah met Sri Guddeti Viswanath at his office and requested to record the work executed by him in the M-Book, prepare the work estimate bills and after signing the bills requested Sri K. Pullaiah to forward it to the Dy. Executive Engineer (R & B), Kurnool. On that Sri Guddeti Viswanath for attending to the said work and for getting the signature of the superior officers demanded an amount of Rs.45,000/- as bribe. Sri K. Pullaiah informed that he cannot pay that much amount and came out of the office. Again Sri K. Pullaiah met Sri Guddeti Viswanath during the last days of November, 2015 and pleaded Sri Guddeti Viswanath to attend to his work, on that Sri Guddeti Viswanath informed that only on payment of bribe of Rs.45,000/- he would attend the work otherwise he would keep the bills of Sri K. Pullaiah pending. When Sri K. Pullaiah pleaded his inability to pay the said amount, Sri Guddeti Viswanath reduced the bribe amount to Rs.40,000/-. As there was no other go Sri K.Pullaiah agreed to pay the demanded bribe amount and in the 1st week of December, 2015 Sri Guddeti Viswanath took Rs.25,000/- as bribe from Sri K.Pullaiah and informed Sri K. Pullaiah to pay the balance amount of Rs. 15,000/- within 3 or 4 days for which Sri K. Pullaiah informed to forward the bills to the Dy. Executive Engineer and thereafter he would pay the balance amount and returned. Again on 23.12.2015 Sri K. Pullaiah met Sri Guddeti Viswanath in his office and enquired about the bills and M-Book and requested to forward the said bills and M-Book to Dy. Executive Engineer, on which, Sri Guddeti Viswanath informed that only on payment of Rs. 15,000/- he would forward the M-Books and bills to the Dy. Executive Engineer, otherwise he would not send them. As there was no other go Sri K. Pullaiah accepted to pay the amount on which Sri Guddeti Viswanath informed that the balance amount to be paid within 5 or 6 days at his office or at the place where he directs to him or to the person to whom he has to pay and Sri K. Pullaiah accepted and came out of the office. As Sri K. Pullaiah was not willing to pay the demanded bribe amount to Sri Guddeti Viswanath on 26.12.2015 at 5 PM attended the office of the Dy. Superintendent of Police, Anti-Corruption Bureau, Kurnool and gave a complaint against Sri Guddeti Viswanath.

3. And whereas after due verifications, the complaint of Sri K. Pullaiah was registered as a case in Cr.No.12/RCT-KUR/2015 U/s 7 of the Prevention of Corruption 'Act, 1988 against Sri Guddeti Viswanath on 29.12.2015 at 10 AM by the Dy. Superintendent of Police, Anti-Corruption Bureau, Kurnool who proposed to lay a trap against Sri Guddeti Viswanath.

4. And whereas on 29.12.2015, Sri Guddeti Viswanath was trapped in the office of the Dy. Executive Engineer (R & B) situated at Mamoor Mosque circle, Maddur Nagar, Kurnool when Sri Guddeti Viswanath further demanded and accepted the bribe amount from Sri K. Pullaiah. On receiving the signal from Sri K. Pullaiah at about 11.55 AM the trap party entered in to the office of Dy. Executive Engineer from where Sri K. Pullaiah came out and the Sri K. Pullaiah informed that initially he went into the office room of Sri Guddeti Viswanath as Sri Guddeti Viswanath was not found in his room he went inside the office chamber of Dy. Executive Engineer and found Sri Guddeti Viswanath and on specific demand by G.Viswanath, he handed over the bribe amount to him who received the bribe amount of Rs. 15,000/- with his right hand and kept the same on the surface of the table of the Dy. Executive Engineer beneath 2 M-books which were already lying on the table. The Dy. Superintendent of Police got prepared sodium carbonate solution and requested Sri Guddeti Viswanath to rinse his both hand fingers in the solutions separately and when Sri Guddeti Viswanath did so, both the hand fingers turned into pink colour. The tainted currency of Rs. 15,000/- was recovered at the instance of Sri Guddeti Viswanath from the surface of the office table of the Dy. Executive Engineer underneath the 2 M-Books relating to the repair works of Government Degree College for Women. The denomination and of the tainted notes when compared with the members noted in pre trap proceedings, they joined tallied. The surface of the office table from where the tainted currency was recovered was also tested in sodium carbonate solution with the help of cotton swab and the solution turned into pink colour. The DSP seized tainted amount, relevant records etc., for the purpose of investigation.

5. And whereas the said acts of Sri Guddeti Viswanath S/o G. Chandrasekhar, Asst. Executive Engineer (R & B), Town Section, O/o Dy. Executive Engineer, R & B Building Sub-Division, Kurnool constitute offence punishable U/s 7 and clause (d) of sub Sec. (1) of Section 13 r/w Sub section (2) of Sec. 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

6. And whereas the Government of Andhra Pradesh being the competent authority to remove the said Sri Guddeti Viswanath S/o G. Chandrasekhar, Asst. Executive Engineer (R & B), Town Section, O/o Dy. Executive Engineer, R & B Building Sub-Division, Kurnool from his office after fully and carefully examining the material i.e. copy of the FIR, Mediators Report-I and II statement of and relevant record and final investigation report placed before with respect to the said allegations and having regard to the facts and circumstances of the case consider that Sri Guddeti Viswanath S/o G. Chandrasekhar, , Asst. Executive Engineer (R & B), Town Section, O/o Dy. Executive Engineer, R & B Building Sub-Division, Kurnool should be prosecuted in a court of law for the afore said offences.

7. Now therefore in exercise of the powers conferred under clause (b) of sub section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Andhra Pradesh do hereby accord sanction for the prosecution of the said Sri Guddeti Viswanath S/o G. Chandrasekhar, Asst. Executive Engineer (R & B), Town Section, O/o Dy. Executive Engineer, R & B Building Sub- Division, Kurnool for the offence punishable U/s 7 and clause (d) of sub Sec. (1) of Section 13 r/w Sub section (2) of Sec. 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988)and for any other cognate offences punishable under any provision of law for the time being in force in respect of the above said acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(SUMITA DAWRA)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General, Anti-Corruption Bureau, Andhra Pradesh Vijayawada